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15 IN THE UNITED STATES DISTRICT COURT
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17 EASTERN DISTRICT OF CALIFORNIA

18 UNITED STATES OF AMERICA,
19 Plaintiff,
20 v.
21 HASAN RASHEED MCCAULE,
22 Defendant.

23 CASE NO. 2:20-CR-00111-WBS

24 STIPULATION REGARDING EXCLUDABLE
25 TIME PERIODS UNDER SPEEDY TRIAL ACT;
26 FINDINGS AND ORDER

27 DATE: January 6, 2021
28 TIME: 10 a.m.
COURT: Hon. William B. Shubb

19 STIPULATION

20 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
21 through defendant's counsel of record, hereby stipulate as follows:

22 1. By previous order, this Court set this matter for an evidentiary hearing on defendant's
23 motion to suppress on January 6, 2021.

24 2. By this stipulation, defendant and the government now move to continue the hearing until
25 March 4, 2021 at 10:00 a.m., and to exclude time between January 6, 2021, and March 4, 2021 at 10:00
a.m., under 18 U.S.C. Section 3161(h)(1)(D) and (h)(2)(3)(A).

26 3. The parties agree and stipulate, and request that the Court find the following:

27 a) Defendant filed a motion to suppress on October 28, 2020, and time has been
28 excluded since that date by operation of 18 U.S.C. Section 3161(h)(1)(D).

b) The defendant requires additional time to consult with his attorney, review

1 discovery, investigate, and otherwise prepare for the evidentiary hearing on the motion to
2 suppress, as well as review possible additional charges and negotiate a possible resolution.

3 c) Based on the above-stated findings, the ends of justice served by continuing the
4 case as requested outweigh the interest of the public and the defendant in a trial within the
5 original date prescribed by the Speedy Trial Act.

6 d) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
7 et seq., within which trial must commence, the time period of January 6, 2021 to March 4, 2021
8 at 10:00 a.m., inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(1)(D) and
9 (h)(2)(3)(A).

10 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
11 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
12 must commence.

13 IT IS SO STIPULATED.

14 Dated: January 5, 2021

15 McGREGOR W. SCOTT
United States Attorney

16 /s/ VINCENZA RABENN
17 VINCENZA RABENN
18 Assistant United States Attorney

19 Dated: January 5, 2021

20 /s/ NOA OREN
21 NOA OREN
22 Counsel for Defendant
23 HASAN RASHEED McCaule

FINDINGS AND ORDER

24 IT IS SO FOUND AND ORDERED.

25 Dated: January 5, 2021

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27 WILLIAM B. SHUBB
28 UNITED STATES DISTRICT JUDGE